

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

-----X Docket No. 1:20-cv-00122 (EK)
(JRC)

ATIBA CLARKE,

Plaintiff,

**STIPULATION AND ORDER OF
DISMISSAL OF PLAINTIFF'S
FIRST CAUSE OF ACTION FOR
VIOLATIONS OF THE
AMERICANS WITH
DISABILITIES ACT WITH
PREJUDICE**

- against -

R.T.D. 52 L.L.C. AND LUCKY 87 TERIYAKI INC.

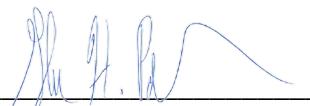
Defendants.

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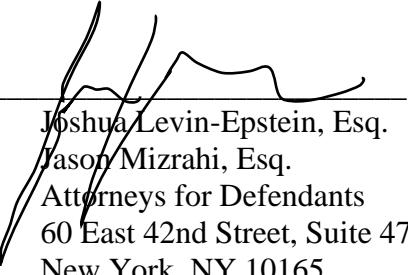
IT IS HEREBY STIPULATED AND AGREED, by the undersigned, attorneys of record for the respective parties in the above-captioned action, and that no party is an infant or incompetent, that pursuant to Rule 41(a)(1)(A)(ii) and/or Rule 41(a)(2) of the Federal Rules of Civil Procedure, plaintiff hereby dismisses and withdraws the First Cause of Action in the Complaint for violations of the Americans with Disabilities Act, and that cause of action, accordingly, is hereby dismissed with prejudice.

Dated: September 30, 2021
New York, New York

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SO ORDERED

ERIC R. KOMITEE, U.S.D.J